REMARKS

Claim Rejections - 35 U.S.C. § 102

Claims 1, 3-10, 21-25, 27, and 31-38 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 5,946,386 issued to Rogers et al (*Rogers*). Claims 1, 3-5, 21, 24-25, and 31-35 have been canceled. Therefore, the rejection of these claims is moot. Applicant respectfully submits claims 6-10, 22-23, and 36-38 are not obvious in view of *Rogers* for at least the reasons described below.

Independent claim 6 recites, in part, the following:

a telephone device to receive a telephone call from one of the telephony environments while the information regarding the telephone caller's account is to be received by said computer;

Claims 8 and 36 recite similar limitations.

Rogers discloses a call management system with call control from user workstation computers. Specifically, Rogers states that incoming calls are detected and control signals are applied to determine the appropriate interface through which to route the calls. See column 9, line 54 – column 10, line 13. Calls are then routed and connected to a system user based on the type of trunk and/or circuit needed. See column 10, lines 14 – 46.

Rogers does not teach or disclose a telephone device to receive a telephone call from one of the telephony environments while the information regarding the telephone caller's account is to be received by said computer, as claimed by Applicant. In fact, Rogers explicitly teaches against this limitation by stating that calls are handled by called

parties using their workstation computer, not the telephone instrument as with

conventional business PBX or other telephone systems. See column 26, lines 25-30

(emphasis added). Given that Rogers not only fails to teach at least one limitation of

claim 6, but actually teaches away from at least one limitation of claim 6, Applicant

respectfully submits claim 6 is not anticipated by Rogers. Claims 8 and 36 recite similar

limitations. Therefore, Applicant submits that claims 8 and 27 are not anticipated by

Rogers.

Claims 7 and 22 depend from claim 6. Claims 9-10 and 23 depend from claim 8.

Claims 37-38 depend from claims 36. Given that dependent claims necessarily include

the limitations of the claims from which they depend, Applicant submits that Rogers does

not anticipate claims 7, 9-10, 22-23, and 37-38.

CONCLUSION

For at least the foregoing reasons, the Applicant submits that the rejections have

been overcome. Therefore, claims 6-10, 22-23, and 36-38 are in condition for allowance

and such action is earnestly solicited. The Examiner is respectfully requested to contact

the undersigned by telephone if such contact would further the examination of the present

application. Applicant has included a copy of all claims in the attached index for the

Examiner's convenience.

Application No.: 09/277, 286

Attorney Docket No.: 042390.P8951

Examiner: H. Agdeppa Art Unit: 2642

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